

U.S. Department of Justice
United States Marshals Service

Case 3:08-cv-00862-IEG-CAB

Document 5

Filed 06/06/2008

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PROCESS RECEIPT AND RETURN

PLAINTIFF UNITED STATES OF AMERICA		COURT CASE NUMBER 08cv0862-IEG(CAB)	
DEFENDANT \$45,000.00 et al.		TYPE OF PROCESS ARREST AND PUBLICATION	
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN DRUG ENFORCEMENT ADMINISTRATION		
	ADDRESS (Street or RFD, Apartment No., City, State, and ZIP Code) 4560 VIEWRIDGE AVENUE, SAN DIEGO, CALIFORNIA 92123-1637		
SEND NOTICE OF SERVICE TO REQUESTER AT NAME AND ADDRESS BELOW:		Number of process to be served with this Form - 285	1
DAVID M. McNEES, Special Ass't United States Attorney Office of the United States Attorney 880 Front Street, Room 6293 San Diego, CA 92101-8893		Number of parties to be served in this case	1
		Check for service on U.S.A.	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Address, All Telephone Numbers, and Estimated Times Available For Service) DEA Case No. RU-08-0016; CATS IDs 08-DEA-494108, 08-DEA-493694, 08-DEA-493532, 08-DEA-493533, 08-DEA-493534, and 08-DEA-494110			
Attached are copies of the Complaint for Forfeiture, an ad order and Notice of Forfeiture Action. Please seize the defendant currencies and defendant checks and advise of date of seizure, dates notice is published, and furnish a copy of the warrant for arrest. Note that the U.S. Marshal has been appointed as custodian.			
Signature of Attorney or other Originator requesting service on behalf of: <i>David M. McNees / TR</i> DAVID M. McNEES [SAUSA]		TELEPHONE NUMBER (619) 557-5125	DATE 5/14/08
SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE			
I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process No. <u>1</u>	District of Origin No. <u>98</u>	District to Serve No. <u>98</u>
Signature of Authorized USMS Deputy or Clerk <i>Y. West</i>		Date <u>5-29-08</u>	
I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc. at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.			
<input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below).			
Name and title of individual served (If not shown above). <i>Michael Tournay</i>		<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.	
Address (complete only if different than shown above)		Date of Service <u>5/29/08</u>	Time <u>3:00</u> am <input checked="" type="radio"/> pm
		Signature of U.S. Marshal or Deputy <i>[Signature]</i>	
Service Fee	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges
Advance Deposits	Amount Owed to US Marshal or		Amount or Refund

REMARKS:

S.D. Commerce 6/4; 6/11; 6/18

PRIOR EDITIONS MAY
BE USED

SEND ORIGINAL + 2 COPIES to USMS.

FORM USM 285 (Rev. 12/15/80)

1. CLERK OF COURT 2. USMS Record 3. Notice of Service 4. Billing Statement 5. Acknowledgment of Receipt

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

\$45,000.00 IN U.S. CURRENCY,

TWO RABOBANK CASHIER'S
CHECKS AT A TOTAL VALUE
OF \$31,000.00,

ONE WELLS FARGO CHECK
#028203098 IN THE AMOUNT
OF \$17,000.00,

ONE RABOBANK CHECK
#012000742 IN THE AMOUNT
OF \$8,000.00,

ONE RABOBANK CHECK
#012000743 IN THE AMOUNT
OF \$8,000.00,

\$8,000.00 IN U.S. CURRENCY,

Defendants.

Civil No. **'08 CV U862 IEG CAB**

WARRANT FOR ARREST
IN ACTION IN REM

RECEIVED
U.S. MARSHAL
SOUTHERN DISTRICT OF
CALIFORNIA
2008 MAY 21 P 4:16

TO: UNITED STATES MARSHAL
SOUTHERN DISTRICT OF CALIFORNIA

YOU ARE HEREBY COMMANDED to attach the defendants,

\$45,000.00 IN U.S. CURRENCY,

TWO RABOBANK CASHIER'S CHECKS AT A TOTAL VALUE OF \$31,000.00,

ONE WELLS FARGO CHECK #028203098 IN THE AMOUNT OF \$17,000.00,

ONE RABOBANK CHECK #012000742 IN THE AMOUNT OF \$8,000.00,

ONE RABOBANK CHECK #012000743 IN THE AMOUNT OF \$8,000.00, and

\$8,000.00 IN U.S. CURRENCY,

in the above-entitled action, and to detain the same in your custody until further order of the Court, and

to give due notice to all persons claiming the same or having anything to say why the same should not

1 be condemned and forfeited to the United States pursuant to the prayer of the Complaint on file herein,
2 that they must file their claims with the Clerk of this Court within 30 days after execution of this process,
3 or within such additional time as may be allowed by the Court, and must serve their answers within
4 20 days after the filing of their claims.

5 YOU ARE FURTHER COMMANDED to file this process in this Court with your return thereon
6 promptly after execution thereof.

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8 DATED: **MAY 21 2008**

9 W. SAMUEL HAMRICK, JR., Clerk

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12 (SEAL)

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By J. Haslam